

RESOLUTION NO. 19-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, DELEGATING TO THE CITY MANAGER THE AUTHORITY TO APPROVE AND EXECUTE LETTERS OF INTENT ON BEHALF OF THE CITY EXPRESSING THE CITY'S INTEREST IN INITIATING NEGOTIATIONS TO ACQUIRE REAL PROPERTY AND THE EXECUTION OF OPTION CONTRACTS AS PART OF ACQUISITION PROCESS; PROVIDING THAT OPTION CONTRACTS ARE SUBJECT TO SATISFACTORY COMPLETION OF DUE DILIGENCE AND FINAL APPROVAL BY THE CITY COMMISSION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Subsection 4.01(b) of the Charter of the City of Fort Lauderdale, Florida, provides:

All contracts, agreements, leases or other instruments to which the city is a party and under which the city assumes any liability, shall be executed in the name of the city by the mayor-commissioner and city manager, attested by the city clerk, and the form of any such instrument shall be previously approved by the city attorney or assistant city attorney, provided, however, that where by ordinance or resolution, the execution of short-term leases or other instruments is delegated to another person, such instrument may be executed in the manner provided by such ordinance or resolution.

WHEREAS, the City has begun planning the process of acquiring real property to meet the objectives of the City of Fort Lauderdale's Parks Bond approved by the City Commission of the City of Fort Lauderdale on December 18, 2108, pursuant to Resolution No. 18-261 and by the voters of Fort Lauderdale on March 12, 2019; and

WHEREAS, the City will be acquiring real property in compliance with Section 166.045, Florida Statutes; and

WHEREAS, Letters of Intent will be utilized to initiate contact and negotiations with property owners subject to execution of an "Option Contract", (as defined below); and

WHEREAS, the term "Option Contract" is defined in Section 166.045, Florida Statutes, as "a proposed agreement by the City to purchase a piece of property, subject to the approval of the local governing body at a public meeting after 30 days' public notice"; and

WHEREAS, it is recommended that the City Commission authorize the City Manager to approve and execute Letters of Intent and Option Contracts on behalf of the City for Real Property Acquisitions.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. The foregoing recitals are true and correct and are expressly incorporated herein by reference and made a part hereof.

SECTION 2. That the City Manager is authorized to approve and execute Letters of Intent and Option Contracts on behalf of the City for Real Property Acquisitions, as provided herein.

SECTION 3. That this Resolution shall become effective immediately upon its adoption.

ADOPTED this the ____ day of _____, 2019.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI